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Minutes

**Board of Boiler Rules
Department of Public Safety
50 Maple Street, Milford, MA 01757
Meeting of April 1, 2016, 10:00 AM**

1. Meeting called to order by the Chairman Ed Kawa at 10:00 AM. The Chairman asked that members present identify themselves, and whom they represent as Board members:

Board Members Present:

Edward Kawa, Chairman
Anthony Lucia, Users Group
Charles Perry, Boiler Manufacturers
Leah Francis, Insurance Companies
Ray Archambault, Operating Engineers

Board Members Not Present:

None

- * The Chairman asked that attendees please identify themselves, and with whom they are affiliated:

Guests Present:

Frank Zarrella, Travelers
Steve Kapnis, CNA
Glenn Robinson, HSB
Brian Christo, Local 877
Mike Robillard, Chubb

Mark Mooney, Liberty Mutual
Stephen Carley, DPS
Cesar Lastra, DPS
Holly Bartlett, DPS

2. Petitions for inspectional considerations: The following approved request for extension of the inspectional requirement was considered to be entered into record:
 - a. Pinetree Power Fitchburg, Extension Request dated March 11, 2016, for a 30 day extension of the inspectional requirement for one unit, MA #068133. *Motion to accept this extension into record made by Ray Archambault, seconded by Anthony Lucia; motion passed by unanimous vote.*

3. Updated changes to 522 CMR: The Chairman explained that several changes have been made to the draft of 522 CMR based on input received in the form of written public comment received since the public hearing held on March 4, 2016; copies of the final document with changes highlighted in yellow, as well as the complete redline draft and copies of the written public comments were provided to the Board members for review.

- 1.02 Definition of External Inspection was clarified based on written public comment received.
- 2.03(3) Language requiring DPS approval of remote monitoring systems to be installed was removed, and replaced with language specifying what such systems will actually monitor.
- 2.06(2)
- 4.05 Language specifying adoption of the NBIC Part 2 was added.
- 4.05(2)(d) '103,500 BTUs' was corrected to reflect '100,425 BTUs'; Cesar Lastra pointed out that the same correction must be made in 4.05(2)(b).
- 7.01(1) Numbering of subparagraphs was corrected.
- 7.04(3) Language requiring that the examiner's signed report to be included in inspection reports when ultrasonic thickness gauges are used.
- 9.01(4) Removed
- 9.01(5) Changed to (4),
- 9.03 Removed the word 'pressure vessel'
- 10.01(2) References modified to remove specific edition
- 16.01(1), 16.02, 16.02(1) and The year included in the titles of reference code was removed
- 17.04
- 19.01 (3) Modified to read as follows: "Any portable Boiler brought into the Commonwealth from another jurisdiction shall be inspected as follows:
 - (a) The First Inspection required for any portable Steam Boiler must be performed by a District Engineering Inspector and be issued a state number and annual certificate from the Department.
 - (b) Any portable Boiler which has a current valid Massachusetts certificate must receive an External Inspection under pressure by an Authorized Inspector or District Engineering Inspector prior to operation.

At this point the Chairman asked to have Stephen Carley address the Board as to what will be happening with Section 18 regarding continuing education. Mr. Carley explained that statute provides for the Department to regulate the continuing education requirement for firemen and engineers, not the Board. So, the language could be moved to 520 CMR. But as there is a section designated for this matter is in 528, it can remain there.

Glenn Robinson, HSB, asked to clarify that the new CMR will change the threshold of heating boilers requiring inspection from the current 207 lb/hr down to 103.5 for both heating and steam boilers; the Chairman said that the threshold stays at 3hp, the horsepower was converted into BTU. Mr. Robinson pointed out that this will increase the number of units subject to inspection.

Motion to approve the draft 522 CMR as amended made by Anthony Lucia, seconded by Ray Archambault; motion passed by unanimous vote.

The Chairman pointed out that there will be another public hearing, date/time to be announced.

4. Matters not reasonably anticipated 48 hours in advance of meeting: None

5. Adjournment – The date of the next regular meeting will be on the first Thursday of May, 2016. ***Motion to adjourn this meeting made by Ray Archambault, seconded by Anthony Lucia; motion passed by unanimous vote, meeting adjourned at 11:38AM.***

List of Documents/Exhibits Used at this Meeting

- a. Extension Request – Pinetree Power Fitchburg
- b. Redline draft of 522 CMR
- c. Reference copy of redline 522 CMR with latest changes highlighted
- d. Written public comments received